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Home (1949) Department

P.3(2)

M/8 SERIES.

G.O. No. 4096

Dated 14-10-1949

[Despatch Abstract.]

PASSPORTS - Foreigner - Extension of stay in India - Expeditious return of passports - Instructions issued.

No:139/48-F.I
Government of India.
Ministry of Home Affairs.

From
Fateh Singh, Esq.,
Deputy Secretary to the Government of India.

To
All Provincial Governments and Chief Commissioners.

New Delhi 3 the 22nd September 1949.

Sub:- Passports of Foreigners - Expeditious return by Registration Authorities.

...

Sir,

I am directed to refer to the correspondence resting with this Ministry's letter No.139/48-F.I dated the 27th May, 1949, and to say that complaints are still being received by the Government of India that passports of foreigners are being detained by the Police authorities for an inordinately long period. Since this practice of detaining passports causes much inconvenience to foreigners, it is essential that it should be discontinued. The Government of India would, therefore be grateful if it is once again impressed upon the local registration officers that passports of foreigners should, when demanded, be returned on the same day after examination and noting down relevant particulars therefrom.

The question has also been raised whether it is at all necessary to call upon foreigners to produce their passports when applying for extensions of stay in India. The Government of India do not consider that this is necessary since details of the passport and visa held by a foreigner will not only be given in the form of application to be filled in by an alien desiring to stay in India (vide items 5 and 6 of the form enclosed with this Ministry's letter No.6/29/48-F.I dated the 4th August, 1948), but also in the residential permit (copy enclosed for ready reference) which would be held by the foreigner. This would normally serve the purpose of any check that may be considered necessary and a foreigner applying for an extension of stay should not ordinarily be required to produce his passport. It is only when the particulars given in the residential permit differ from those furnished in the application that the foreigner concerned may be required to produce his passport. But in such case, as well as in any cases when a foreigner may be required, under Rule 8 of the Registration of Foreigners Rules, 1939, to produce his passport for examination, it is absolutely essential that the passport should be returned to the holder without any delay..

It is requested that these instructions may be brought to the notice of the local registration officers for strict observance.

Yours faithfully,

Sd/- Fateh Singh.

Deputy Secretary to Govt.

P.T.O.

P E R M I T

(Under Paragraph 7 of the Foreigners Order, 1948)

Mr....., A foreigner of ..... nationality holding passport No. dated..... bearing visa No. dated ..... for India is permitted to remain in India until.....

2. This permit must be surrendered at the time of departure from India to the Registration Officer of the place from which Mr..... leaves India.

3. In the event of Mr..... not departing from India before....., he will, unless he has obtained the permission of the Central Government to remain for a longer period, be liable to prosecution for a contravention of the provisions of the Foreigners Act, 1946, punishable with imprisonment for a period of five years and with fine and will also be liable to expulsion from India.

4. Application for an extension of the period of this permit must be made at least fifteen days before..... and must be addressed to the Government of India through the Provincial Government. The latter Government has discretion to withhold any application which does not disclose adequate grounds for an extension.

Registration Office.

GOVERNMENT OF MADRAS.
Home ~~Education~~ Department.
G.O.Ms.No.4096 Home dated 14th October 1949.
-:-

Abstract

PASSPORTS - Foreigners - Extension of stay in India - Expeditious return of passports - Instructions - Issued.

READ:

Circular Memo No.102168 M/48-1 dated 9-12-1948.
Memo No.13008 M/49-2 Home dated 24-2-1949.
From the Government of India, Ministry of Home Affairs, New Delhi No.139/48-F·1 dated 22-9-1949.

ORDER:

A copy of the letter from the Government of India cited is communicated to the ~~Director~~ Deputy Inspector General of Police, Railways and Criminal Investigation Department and Provincial Registration Officer, Madras, Commissioner of Police, Madras and all District Magistrates for information and necessary action. The instruction contained in this letter should be strictly observed.

(By order of His Excellency the Governor)

Sd/- x x x x
Deputy Secy. to Govt.

To the D.I.G. of Police, Rlys. & C.I.D.and P.R.O. Madras.
To the Commr. of Police, Madras.
To all D.Ms.
Copy to the Supdt. of Police, S.B.,C.I.D.,Madras
Copy to the I.G. of Police, Madras.
Copy to all other D.I.Generals.
Copies to all D.S.Ps.

(True copy)

RCB/

Superintendent.
Madras Record Office.
19/9

GOVERNMENT OF MADRAS.
Home Education Department.
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